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Filing date: **07/12/2005**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91158375
Party	Plaintiff EXXON MOBIL CORPORATION ,
Correspondence Address	STEPHEN P.ELEEN FULBRIGHT & JAWORSKI L.L.P. 600 Congress Avenue, Suite 2400 AUSTIN, TX 78701-3248
Submission	Joint Motion for Extension of Time to File Response to Motion to Strike, to File Answer to Counterclaims, and Response to Outstanding Discovery Requests
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Signature	/SPM/
Date	07/12/2005
Attachments	Jnt._Mtn.pdf (3 pages)

**UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

EXXON MOBIL CORPORATION

Opposer	:	Opposition No. 91158375
v.	:	Mark: ERBITUX CETUXIMAB (Design)
	:	
IMCLONE SYSTEMS INCORPORATED	:	Serial No. 76/463,019
	:	
Applicant	:	
and	:	Cancellation No.
	:	
IMCLONE SYSTEMS INCORPORATED	:	Marks:
	:	Reg. No. 1,384,919 - XX (stylized)
Petitioner in Counterclaim	:	Reg. No. 1,412,809 - XX (stylized)
	:	Reg. No. 1,415,453 - XX (stylized)
v.	:	Reg. No. 2,149,419 - XX (stylized)
	:	Reg. No. 2,305,494 - XX (stylized)
EXXON MOBIL CORPORATION		
Registrant in Counterclaim	:	

**JOINT MOTION FOR EXTENSION OF TIME TO FILE A RESPONSE TO MOTION TO
STRIKE, TO FILE AN ANSWER TO COUNTERCLAIMS, AND RESPOND TO
OUTSTANDING DISCOVERY REQUESTS**

Applicant and Counterclaim Petitioner ImClone Systems Incorporated ("ImClone Systems"), and Opposer Exxon Mobil Corporation ("Exxon Mobil"), hereby report on the status of their settlement efforts and jointly request to extend certain deadlines as detailed below.

The parties believe they are very close to a final settlement of this matter. They have exchanged numerous drafts of a settlement agreement, narrowing the issues remaining to be resolved to just a few. Since the Board's Order of April 12, 2005 resuming these proceedings, the parties have exchanged an additional draft agreement and are attempting to finalize it.

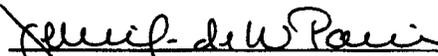
Accordingly, the parties respectfully request that:

- 1) ImClone Systems be granted an additional one month, until August 12, 2005, to file an Opposition to Exxon Mobil's Motion to Strike Applicant's First and Sixth Affirmative Defenses;
- 2) Exxon Mobil be granted an additional one month, until August 12, 2005, to file an answer or responsive pleading to ImClone Systems' counterclaims; and
- 3) Each party be granted an additional one month, until August 12, 2005, to respond to outstanding discovery requests.

The parties are not requesting at this time any modification to the trial schedule as set forth in the Board's April 12, 2005 Order.

Dated: July 12, 2005

Respectfully Submitted,



Brendan J. O'Rourke
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ATTORNEYS FOR IMCLONE SYSTEMS



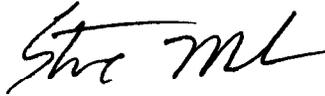
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ATTORNEYS FOR EXXON MOBIL

CERTIFICATE OF SERVICE

The undersigned does hereby certify that on July 12, 2005 a true and correct copy of the foregoing Joint Motion for Extension of Time to File a Response to Motion to Strike, to File an Answer to Counterclaims, and Respond to Outstanding Discovery Requests was served by e-mail and first class mail on counsel for Applicant as follows:

Brendan J. O'Rourke
Jenifer deWolf Paine
PROSKAUER ROSE LLP
1585 Broadway
New York NY 10036



Stephen P. Meleen